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ASA-823

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

M. MIYATAKE et al.

Serial No. 09/412,786

Group Art Unit: 2132

Filed: October 5, 1999

Examiner: T. Peeso

For: METHOD FOR DETECTING INVALID ELECTRONIC  
STORAGE MEDIA AND CARD SYSTEM USING THE METHOD

**REQUEST FOR NEW NOTICE OF ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants received a Corrected Notice of Allowance dated March 8, 2005. Applicants request that a New Notice of Allowance be issued to replace the Corrected Notice of Allowance for the following reasons.

Applicants filed a Request for Continued Examination with an Information Disclosure Statement on August 19, 2004 that was apparently not processed by the Patent Office. Please process the Request for Continued Examination filed August 19, 2004 and forward the application to the Examiner for consideration of the references filed with the Information Disclosure Statement.

In a telephone conversation with the Examiner on March 21, 2005, the Examiner indicated that it is possible that the Request for Continued Examination filed August 19, 2004 with the Information Disclosure Statement was not properly considered by him because the prosecution of the application was not reopened, i.e. the Request for Continued Examination was not properly processed by the Patent Office.

Accordingly, Applicants respectfully request processing of the Request for Continued Examination, consideration of the Information Disclosure Statement of August 19, 2004 and issuing of a appropriate Office Action after consideration of the references cited in the Information Disclosure Statement, i.e. the four (4) JP references.

As an attachment to the Notice of Allowance mailed March 8, 2005, a PTO-1449 form listing the four (4) JP references was mailed. The Examiner has crossed out the four (4) JP references, however, he did not initial the citations and therefore the query was sent by IDC to the Examiner. However, the Examiner did not have before him copies of the JP references and translations, and further the Examiner was not aware that a Request for Continued Examination had been filed which would permit him the authority to properly consider each of the JP references. Accordingly, reconsideration of the crossed-out references listed on the PTO-1449 form enclosed with the Corrected Notice of Allowance of March 8, 2005 is respectfully requested.

Respectfully submitted,

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